

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

Attorney Docket No: <u>TRM DV2539</u>	
First Named Inventor: <u>LABRIE</u>	
Complete if known: Serial No: <u>09/786,305</u>	Filing Date: <u>June 16, 1999</u>
Group Art Unit: _____	Examiner: _____

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled APPARATUS FOR DEPLOYING AN AIRBAG THROUGH A HARD PANEL the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, S. 1.56(a).

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate or of any PCT international application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):

<u>Prior Foreign Application(s):</u>			<u>Priority Claimed</u>	<u>Certified Copy Attached</u>
(Number)	(Country)	(Month/Day/Year Filed)	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
(Number)	(Country)	(Month/Day/Year Filed)	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below:

Application No: <u>60/089,863</u>	Filing Date: <u>June 19, 1998</u>
Application No: <u>60/089,836</u>	Filing Date: <u>June 19, 1998</u>

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

<u>PCT/US99/13592</u>	<u>June 16, 1999</u>	
US Parent Application No. or PCT Parent Appln. No	Parent Filing Date	Parent Patent Number (if applicable)

And I hereby appoint HAYES, SOLOWAY, HENNESSEY, GROSSMAN & HAGE, P.C., a firm composed of:

Oliver W. Hayes, Reg. No. 15,867  
Norman P. Soloway, Reg. No. 24,315  
William O. Hennessey, Reg. No. 32,032  
Steven J. Grossman, Reg. No. 35,001  
Susan H. Hage, Reg. No. 29,646  
Donald J. Perreault, Reg. No. 40,126  
or any of them, of 175 Canal Street, Manchester, New Hampshire 03101 (Telephone: 603-668-1400) and

Edmund P. Pflieger, Reg. No. 41,252  
Dale F. Regelman, Reg. No. 45,625  
or any of them, of 130 West Cushing Street, Tucson, Arizona 85701 (Telephone: 520-882-7623)

as my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent Office connected therewith.

Please direct all future correspondence in connection with this application to the attention of **Steven J. Grossman**, HAYES, SOLOWAY, HENNESSEY, GROSSMAN & HAGE, P.C., 175 Canal Street, Manchester, New Hampshire 03101 (Telephone: 603-668-1400).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: Craig B. Labrie

First Inventor's signature Craig B. Labrie Date 12/9/01

Residence: 59 Upper Factory Road, Dover, New Hampshire 03820 NH

Citizenship: USA

Post Office Address: Same as Residence

Full name of second joint inventor: Edwin V. Stawicki

Second Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_

Residence: 3972 Chevron, Highland, Michigan 48356

Citizenship: USA

Post Office Address: Same as Residence

Full name of third joint inventor: Nelson J. Morren

Third Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_

Residence: 7677 Fillmore, Hudsonville, Michigan 49426

Citizenship: USA

Post Office Address: Same as Residence

Full name of fourth joint inventor: John J. Kennedy

Fourth Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_

Residence: 920 Irving, Royal Oak, Michigan 48067

Citizenship: USA

Post Office Address: Same as Residence

Full name of fifth joint inventor: Vernon A. Daniels

Fifth Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_

Residence: 160 Channes Circle, B rooklyn, Michigan 49230

Citizenship: USA

Post Office Address: Same as Residence

Full name of sixth joint inventor: Jimmy C. Rogers

Sixth Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_

Residence: 543 Route 9, Berwick, Maine 03901

Citizenship: USA

Post Office Address: Same as Residence

Full name of seventh joint inventor: John D. Gray

Seventh Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_

Residence: 279 Bridge Street, Union, New Hampshire 03887

Citizenship: USA

Post Office Address: Same as Residence

Full name of eighth joint inventor: Bruce A. Batchelder

Eighth Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_

Residence: 45 Wadleigh Falls Road, Lee, New Hampshire 03824

Citizenship: USA

Post Office Address: Same as Residence

Full name of ninth joint inventor: Michael J. Gallagher

Ninth Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_

Residence: 84 Golfview Drive, Manchester, New Hampshire 03102

Citizenship: USA

Post Office Address: Same as Residence

Full name of Tenth joint inventor: Richard D. Rhodes, Jr.

Tenth Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_

Residence: 13 Wil Nor Avenue, Somersworth, New Hampshire 03878

Citizenship: USA

Post Office Address: Same as Residence

### **IMPORTANT NOTICE RE DUTY OF CANDOR AND GOOD FAITH**

The Duty of Disclosure requirements of Section 1.56(a), of Title 37 of the Code of Federal Regulations are as follows:

A duty of candor and good faith toward the Patent and Trademark Office rests on the inventor, on each attorney or agent who prepares or prosecutes the application and on every other individual who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application. All such individuals have a duty to disclose to the Office information they are aware of which is material to the examination of the application. Such information is material where there is a substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent. The duty is commensurate with the degree of involvement in the preparation or prosecution of the application.

By virtue of this regulation each inventor executing the Declaration for the filing of a Patent Application acknowledges his duty to disclose information of which he is aware and which may be material to the examination of the application.

Inherent in this is the duty to disclose any knowledge or belief that the invention:

- (a) was ever known or used in the United States of America before his invention thereof;
- (b) was patented or described in any printed publication in any country before his invention thereof or more than one year prior to the actual filing date of the U.S. patent application;
- (c) was in public use or on sale in the United States of America more than one year prior to the actual filing date of the U.S. patent application; or
- (d) has been patented or made the subject of inventor's certificate issued before the actual filing date of the U.S. patent application in any country foreign to the United States of America on an application filed by him or his legal representatives or assigns more than twelve months before the actual filing date in the United States.

NOTE: The "Information" concerned includes, but is not limited to, all published applications and patents, including applicant's and assignee's own, U.S. or foreign applications and patents, as well as any other pertinent prior art known, or which becomes known, to the inventor or his representatives. Where English language equivalents of foreign language documents are known, they should be identified and, when possible, copies supplied. Failure to comply with this requirement may result in a patent issued on the application being held invalid even if the known prior art which is not supplied is material to only one claim of that patent.

**Assignment of Rights, Title and Interest in Invention**  
(Multiple inventors; single assignee)

Docket No.  
TRM DV2539

*This is an Assignment of the following rights, title and interest: (check all that apply):*

☒ *United States of America rights, title and interest in the invention*

☒ *Foreign rights, title and interest in the invention*

☐ *United States Patent Application Serial No.* \_\_\_\_\_

*Date of Execution:* \_\_\_\_\_

*Date of Filing:* \_\_\_\_\_

☐ *United States Provisional Patent Application Serial No.* \_\_\_\_\_

☐ *United States Patent No(s).* \_\_\_\_\_

☒ *International (PCT) Patent Application Serial No.* PCT/US99/13592

☐ *Other (specify)* \_\_\_\_\_

**Title of the Invention**

APPARATUS FOR DEPLOYING AN AIRBAG THROUGH A HARD PANEL

**Inventors (assignors)**

<i>Name</i>	<i>Address</i>
Craig B. Labrie	59 Upper Factory Road, Dover, New Hampshire 03820
Edwin V. Stawicki	3972 Chevron, Highland, Michigan 48356
Nelson J. Morren	7677 Fillmore, Hudsonville, Michigan 49426
John J. Kennedy	920 Irving, Royal Oak, Michigan 48067
Vernon A. Daniels	160 Channes Circle, Brooklyn, Michigan 49230
Jimmy C. Rogers	543 Route 9, Berwick, Maine 03901
John D. Gray	279 Bridge Street, Union, New Hampshire 03887
Bruce A. Batchelder	45 Wadleigh Falls Road, Lee, New Hampshire 03824
Michael J. Gallagher	84 Golfview Drive, Manchester, New Hampshire 03102
Richard D. Rhodes, Jr.	13 Wil Nor Avenue, Somersworth, New Hampshire 03878

**Assignee**

<i>Name</i>	<i>Address</i>
Textron Automotive Company Inc.	750 Stephenson Highway, Troy, Michigan 48083

**Assignment of Rights, Title and Interest in Invention**  
**(Multiple inventors; single assignee)**

Docket No.  
TRM DV2539

*Whereas, we, the above-identified Inventors, have invented certain new and useful improvements in the Invention identified above and described in the above-identified patent application(s) and/or patent(s) (hereinafter referred to as "Invention");*

*And, whereas we desire to assign our above-identified rights, title and interest in the Invention to the above-identified Assignee;*

*Now, this indenture witnesseth, that for good and valuable consideration, the receipt whereof is hereby acknowledged;*

*We hereby assign, sell and transfer our above-identified rights, title and interest in said Invention, said application(s) as identified above, including any divisions, continuations, and continuations-in-part thereof, and in and to any and all Letters Patent of the United States, and countries foreign thereto, which may be granted or have granted for said Invention, and in and to any and all reissues and reexaminations thereof, and in and to any and all priority rights, Convention rights, and other benefits accruing or to accrue to us with respect to the filing of applications for patents or securing of patents in the United States and countries foreign thereto, unto said Assignee;*

*And we hereby authorize and request the Commissioner of Patents and Trademarks to issue any United States Letters Patent which may issue for said Invention to said Assignee, as assignee of the whole right, title and interest thereto;*

*And we further agree to sign and execute all necessary and lawful future documents, including applications for foreign patents, for filing divisions, continuations and continuations-in-part of said application for patent, and/or, for obtaining any reissue or reissues of any Letters Patent which may be granted for my aforesaid Invention, as the Assignee or its Designee(s) may from time to time require and prepare at its own expense.*

***Inventors' Signatures (if Notarization is desired, do not sign here and proceed to next page)***

<i>Name</i>	<i>Signature/Date</i>
Craig B. Labrie	
Edwin V. Stawicki	
Nelson J. Morren	
John J. Kennedy	
Vernon A. Daniels	
Jimmy C. Rogers	
John D. Gray	
Bruce A. Batchelder	
Michael J. Gallagher	
Richard D. Rhodes, Jr.	

Assignment of Rights, Title and Interest in Invention  
(Multiple inventors; single assignee)

Docket No.  
TRM DV2539

Notarization

(Although notarization is not necessary, it will be considered prima facie evidence of execution pursuant to 35 U.S.C. 261.)

Executed this 9TH day of DECEMBER, in the year 2001

at 59 UPPER FACTORY RD.  
DOVER,

State of N.H.

County of STRAFFORD

  
(Signature of Inventor)

Before me personally appeared Craig B. Labrie  
who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to  
execute the same this day of , in the year 2001

\_\_\_\_\_  
(Notary Public)

Executed this day of , in the year 2001

at

State of

County of

Before me personally appeared Edwin V. Stawicki  
who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to  
execute the same this day of , in the year 2001

\_\_\_\_\_  
(Notary Public)

Executed this day of , in the year 2001

at

State of

County of

Before me personally appeared Nelson J. Morren  
who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to  
execute the same this day of , in the year 2001

\_\_\_\_\_  
(Notary Public)



**Assignment of Rights, Title and Interest in Invention  
(Multiple inventors; single assignee)**

Docket No.  
TRM DV2539

**Notarization**

*(Although notarization is not necessary, it will be considered prima facie evidence of execution pursuant to 35 U.S.C. 261.)*

Executed this                      day of                      , in the year    2001

at

\_\_\_\_\_  
(Signature of Inventor)

State of

County of

Before me personally appeared    John J. Kennedy  
who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to  
execute the same this                      day of                      in the year    2001

\_\_\_\_\_  
(Notary Public)

Executed this                      day of                      , in the year    2001

at

\_\_\_\_\_  
(Signature of Inventor)

State of

County of

Before me personally appeared    Vernon A. Daniels  
who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to  
execute the same this                      day of                      in the year    2001

\_\_\_\_\_  
(Notary Public)

Executed this                      day of                      , in the year    2001

at

\_\_\_\_\_  
(Signature of Inventor)

State of

County of

Before me personally appeared    Jimmy C. Rogers  
who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to  
execute the same this                      day of                      in the year    2001

\_\_\_\_\_  
(Notary Public)

**Assignment of Rights, Title and Interest in Invention**  
**(Multiple inventors; single assignee)**

Docket No.  
TRM DV2539

**Notarization**

*(Although notarization is not necessary, it will be considered prima facie evidence of execution pursuant to 35 U.S.C. 261.)*

Executed this                      day of                      , in the year    2001

at

\_\_\_\_\_  
(Signature of Inventor)

State of

County of

Before me personally appeared    John D. Gray  
who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to  
execute the same this                      day of                      in the year    2001

\_\_\_\_\_  
(Notary Public)

Executed this                      day of                      , in the year    2001

at

\_\_\_\_\_  
(Signature of Inventor)

State of

County of

Before me personally appeared    Bruce A. Batchelder  
who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to  
execute the same this                      day of                      in the year    2001

\_\_\_\_\_  
(Notary Public)

Executed this                      day of                      , in the year    2001

at

\_\_\_\_\_  
(Signature of Inventor)

State of

County of

Before me personally appeared    Michael J. Gallagher  
who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to  
execute the same this                      day of                      in the year    2001

\_\_\_\_\_  
(Notary Public)

**Assignment of Rights, Title and Interest in Invention**  
**(Multiple inventors; single assignee)**

Docket No.  
TRM DV2539

Notarization

(Although notarization is not necessary, it will be considered prima facie evidence of execution pursuant to 35 U.S.C. 261.)

Executed this            day of            , in the year    2001

at

\_\_\_\_\_  
(Signature of Inventor)

State of

County of

Before me personally appeared Richard D. Rhodes, Jr.

who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to execute the same this            day of            in the year    2001

\_\_\_\_\_  
(Notary Public)

Executed this            day of            , in the year

at

\_\_\_\_\_  
(Signature of Inventor)

State of

County of

Before me personally appeared

who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to execute the same this            day of            in the year

\_\_\_\_\_  
(Notary Public)

Executed this            day of            , in the year

at

\_\_\_\_\_  
(Signature of Inventor)

State of

County of

Before me personally appeared

who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to execute the same this            day of            in the year

\_\_\_\_\_  
(Notary Public)